

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

HOUSE BILL NO. 1020

By: Askins of the House

and

Harrison of the Senate

AS INTRODUCED

An Act relating to Sunset; amending 74 O.S. 1991, Sections 3914 and 3916, as amended by Sections 3 and 5, Chapter 31, O.S.L. 1995 (74 O.S. Supp. 1996, Sections 3914 and 3916), which relate to the Oklahoma Sunset Law; clarifying language; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 74 O.S. 1991, Section 3914, as amended by Section 3, Chapter 31, O.S.L. 1995 (74 O.S. Supp. 1996, Section 3914), is amended to read as follows:

Section 3914. When any statutory entities are under review for sunset, said entities shall bear the burden of establishing that a sufficient public need is present which justifies their continued existence. ~~All said~~ Those entities shall provide the appropriate House and Senate sunset committees with the following information:

1. A zero-based operating budget review and analysis, including a summary of all income and expenditures;

2. The identity of all units and subunits under the direct or advisory control of the statutory entity under review;

3. All powers, duties and functions currently performed by the statutory entity under review;

4. All statutory or other authority under which said powers, duties and functions of the statutory entity are carried out;

5. Any powers, duties or functions which, in the opinion of the statutory entity under review, are being performed and duplicated by another statutory entity within the state including the manner in which, and the extent to which, this duplication of efforts is occurring and any recommendations as to eliminating such a situation;

6. Any powers, duties or functions which, in the opinion of the statutory entity under review, are inconsistent with current and projected public demands and should be terminated or altered; and

7. Any other information which the appropriate House or Senate sunset committee, in its discretion, feels is necessary and proper in carrying out its duties.

SECTION 2. AMENDATORY 74 O.S. 1991, Section 3916, as amended by Section 5, Chapter 31, O.S.L. 1995 (74 O.S. Supp. 1996, Section 3916), is amended to read as follows:

Section 3916. The State Auditor and Inspector shall furnish, upon request of the appropriate House or Senate sunset committee, any relevant information, including the results of prior audits and reviews of any statutory entity ~~under~~ subject to sunset review.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

